

Mike McCormick
Authorized Signature

Number: APD-PT-15-004
Issue date: 2/5/2015

Topic: Long Term Care

Transmitting (check the box that best applies):

- New policy
 Policy change
 Policy clarification
 Executive letter
 Administrative Rule
 Manual update
 Other: _____

Applies to (check all that apply):

- | | |
|--|--|
| <input type="checkbox"/> All DHS employees | <input type="checkbox"/> County Mental Health Directors |
| <input checked="" type="checkbox"/> Area Agencies on Aging | <input type="checkbox"/> Health Services |
| <input checked="" type="checkbox"/> Aging and People with Disabilities | <input type="checkbox"/> Office of Developmental Disabilities Services(ODDS) |
| <input type="checkbox"/> Self Sufficiency Programs | <input type="checkbox"/> ODDS Children's Intensive In Home Services |
| <input type="checkbox"/> County DD Program Managers | <input type="checkbox"/> Stabilization and Crisis Unit (SACU) |
| <input type="checkbox"/> ODDS Children's Residential Services | <input type="checkbox"/> Other (please specify): |
| <input type="checkbox"/> Child Welfare Programs | |

Policy/rule title:	Ineligibility for K-plan services for individuals with an equity value of their home exceeding \$552,000		
Policy/rule number(s):	OAR 411-015-0100, 411-030-0040, 411-035-0015, 411-035-0025, 411-035-0040, 411-035-0055, 411-035-0070, and 411-035-0085	Release no:	
Effective date:	01-01-2015	Expiration:	
References:			
Web address:	http://www.dhs.state.or.us/policy/spd/rules/temp/411_015_030_035_temp.pdf		

Discussion/interpretation:

This policy transmittal concerns the recent federal policy changes affecting individuals applying for Medicaid long term care services with an underlying Medicaid OHP Plus eligibility under 410-200 through the Modified Adjusted Gross Income (MAGI) Medicaid program.

Temporary Oregon Administrative Rules (OAR) in chapter 411, divisions 015, 030 and 035 became effective January 1st, 2015. They state that the equity value of an individual's home must not exceed the limit set forth in OAR 461-145-0220 (currently \$552,000). Furthermore, when an individual is determined ineligible for long term care (LTC) based on the equity value of a home, a notice for being over resources is required in accordance with 461-175-0200.

MAGI does not generally consider resources in the eligibility determination. However, for LTC service eligibility, federal policy does require this one resource limit: Individuals applying for LTC services with an underlying Medicaid OHP Plus benefit package under the MAGI Medicaid program must not have an equity value of a home above the limit as described in these rules.

Implementation/transition instructions: Immediately begin applying the OAR criteria for MAGI eligible individuals applying for LTC services.

Training/communication plan: Provide technical support as needed.

Local/branch action required: Immediately begin applying the OAR criteria for MAGI eligible individuals applying for LTC services.

Central office action required: Provide technical support as needed

Field/stakeholder review: Yes No

If yes, reviewed by: APD Operations Committee and APD Policy Workgroup

Filing instructions:

If you have any questions about this policy, contact:

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